

is strike the language that was inserted and reinstate the old language. If you look at it, we're dealing with Section 13, on page 16, subsection (3), so it's line 9, and it's a very simple amendment. It says that the order of suspension may be withdrawn. And the old language was the order of suspension shall be withdrawn. What does this deal with? This deals with the issue of the licensee providing the department with evidence that any prior findings or violations have been corrected and that the licensee is now in full compliance with the act, whether before or after the effective date of the order of suspension. So, in other words, what we have traditionally done is the Department of Revenue has told folks who have been out of compliance, and in effect been in trouble, that we've had it stated that in law if you've got your house in order, cleaned up everything, that you will be reinstated, the suspension will be withdrawn. But this amendment that is offered would allow for the department not to do that. It changes it, it says that they can, they don't have to. So in other words you can, as an organization, a nonprofit who is running a bingo, be out there, find out that you are out of compliance, whether it be intentionally or unintentionally, and the people I'm worried about are the people who are unintentionally out of compliance, and get your house in order, comply with all the areas that you are out of compliance with with regard to the department, but yet they don't, with this amendment as it is proposed, the department doesn't have to let you go back into business, they don't have to let you run your bingo anymore. So it is a substantive change with regard to the issue. It says you may, in other words we don't have to give you back the right to operate like we have in the past. And I don't know of any good reason why, if there is a group out there who has complied with the issues that were out of compliance, should not be able to go back into operation. I would ask for the body to change the may back to shall so that these organizations will not suffer any undue downtime or not be at the whim or the capriciousness of the department with regard to whether or not they are to operate. There is, in effect, a real threat there that hangs with this amendment as it lays out in the amendment to the amendment. So I would urge the body to adopt this amendment to the Morehead amendment that just changes, on line 9 of page 16, the may back to shall, so that if they...an organization does come into compliance again that they can go back into operation and they are not forced out of that by the Department of Revenue, and I can't think of any good reason why they would not want to let an organization which is in compliance continue its